

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: FOLDVARI *ET AL.*

APPLICATION NO.: 10/577,025

FILED: MARCH 5, 2007

FOR: **DNA DELIVERY WITH GEMINI CATIONIC
SURFACTANTS**

EXAMINER: NGUYEN, Q.

ART UNIT: 1633

CONF. No: 2769

**3rd Supplemental Information Disclosure Statement After First Office
Action but Before Final Action or Notice of Allowance 37 CFR 1.97(c)**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

The information transmitted herewith is being filed *after* three months of the filing date of this application or after the mailing date of the first Office action on the merits, whichever occurred last, but *before* the mailing date of either a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. §1.311, whichever occurs first. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

☒ Copy of reference 10 is enclosed.

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior

art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment (37 C.F.R. § 1.97(c)) or Certification (37 C.F.R. § 1.97(e))

☒ The Commissioner has already been authorized to charge Deposit Account No. 50-4616 in the amount of \$180.00.

☒ The Commissioner is hereby authorized to charge any deficiency in fees to ensure timely submission of these papers to Deposit Account No. 50-4616.

☒ The Commissioner is hereby authorized to credit any overpayment to Deposit Account No. 50-4616.

Respectfully submitted,
King & Spalding

Date: 2.23.2010

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